



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Gavin C. Hirst et al.

Serial No.: 09/663,320

ART UNIT: 1624

Filed: September 15, 2000

EXAMINER: Kifle, B.

Entitled: KINASE INHIBITORS AS
THERAPEUTIC AGENTS

Atty. Docket No.: BBC-081/A

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

The undersigned hereby certifies that this correspondence and the correspondence listed below is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR §1.10, postage prepaid, Express Mailing Label No. **ET985429075US**, in an envelope addressed to the Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

May 17, 2004
date of mailing and signature

Lisa Rasmussen
Lisa Rasmussen

TRANSMITTAL LETTER

Sir/Madam:

Transmitted herewith are: ☒ Request for Continued Examination (RCE) Transmittal (in duplicate); ☒ Preliminary Amendment; and ☒ An Acknowledgement Postcard; to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

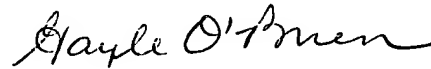
- ☒ A fee for additional claims is not required.
☐ A fee for additional claims is required. The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXCESS CLAIMS	RATE	FEE DUE
TOTAL CLAIMS			0	× \$18	= 0.00
INDEPENDENT			0	× \$84	= 0.00
FIRST INTRODUCTION OF MULT. DEPENDENT CLAIM				+\$280	= 0.00
TOTAL FEES DUE					= 00.00

PETITION FOR EXTENSION OF TIME

- [] Extension is requested under 37 CFR 1.136(a), and the following extension fee is applicable for the paper(s) filed herewith: [] \$110.00 for response within first month pursuant to 37 CFR 1.17(a)(1);
[] \$420.00 for response within second month pursuant to 37 CFR 1.17(a)(2);
[] \$950.00 for response within third month pursuant to 37 CFR 1.17(a)(3);
[] \$1,480.00 for response within fourth month pursuant to 37 CFR 1.17(a)(4);
[] \$2,010.00 for response within fifth month pursuant to 37 CFR 1.17(a)(5);
- [X] **The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 010025 A duplicate copy of this transmittal letter is transmitted herewith.**

Respectfully submitted,



Gayle B. O'Brien
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05-18-04

RCE/624/HFW

PTO/SB/30 (08-03)
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Application Number	09/663,320
Filing Date	September 15, 2000
First Named Inventor	Gavin C. Hirst
Art Unit	1624
Examiner Name	Kifle, B.
Attorney Docket Number	BBC-081/A

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **01-0025**
- i. ☒ RCE fee required under 37 CFR 1.17(e) 05/19/2004 MGE BREH1 00000029 010025 09663320
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 DA
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Gayle B. O'Brien	Registration No. (Attorney / Agent)	48,812
Signature	<i>Gayle O'Brien</i>	Date	May 17, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as **first class** mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Lisa Rasmussen	Date	May 17, 2004
Signature	<i>Lisa Rasmussen</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

Attorney Docket No. BBC-081A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: :

Gavin C. Hirst et al. :

APPLICATION NO.: 09/663,320 :

FILED: September 15, 2000 :

FOR: Kinase Inhibitors as
Therapeutic Agents :

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXAMINER: Kifle,
Bruck
ART UNIT: 1624

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail with sufficient postage on the date indicated below and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit May 17, 2004

Lisa Rasmussen
Lisa Rasmussen

"Express Mail" Label No. ET985429075US

Sir:

PRELIMINARY AMENDMENT

After entry of the attached Request for Continued Examination, please enter the following amendments. A Final Office Action was mailed October 15, 2003. A Reply and Notice of Appeal were filed March 15, 2004. An Advisory Action was mailed April 1, 2004 advising applicants that the proposed amendments filed March 15, 2004 were not entered because they were not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal. However, since May 15, 2004 is a Saturday, the instant reply is being timely filed on Monday, May 17, 2004, pursuant to 37 C.F.R. §1.7(a).

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 67 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 42 of this paper.